

AMENDED

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office APR 24 1967Returned to applicant for correction JUN 7 1967Corrected application filed JUL 21 1967 Map filed JUL 7 1967 under 23818

The applicant Ellison Ranching Company  
of Tuscarora, County of Elko

State of Nevada, hereby makes application for permission to change the  
point of diversion and place of use

of water heretofore appropriated under Permit No. 22507

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is Underground (Well No. 1)  
(Name of stream, lake or other source.)
2. The amount of water to be changed 4.26 c.f.s. WHS 7/20/67  
(Second feet, acre feet.)
3. The water to be used for irrigation and domestic  
(If for stock state number and kind of animals.)
4. The water heretofore used for irrigation and domestic  
(If for stock state number and kind of animals.)
5. The water is to be diverted at the following point SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 10, T. 25 N.,  
R. 41 E., M.D.B.&M., or at a point from which the south one quarter  
(Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.)  
corner of said Section 10 bears S. 37° 00' E., 780.00 feet.

6. The existing point of diversion is located within SE $\frac{1}{4}$  SW $\frac{1}{4}$  of Section 10, T. 25 N.,  
R. 41 E., M.D.B.&M., or at a point from which the south one quarter  
(If point of diversion is not changed, do not answer.)  
corner of said 10 bears S. 42° 13' E., 94.00 feet.

7. Proposed place of use SE $\frac{1}{4}$  SW $\frac{1}{4}$  and SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 10, NW $\frac{1}{4}$  NE $\frac{1}{4}$ , NE $\frac{1}{4}$  NW $\frac{1}{4}$ ,  
(Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.)  
SE $\frac{1}{4}$  NW $\frac{1}{4}$ , SW $\frac{1}{4}$  NE $\frac{1}{4}$ , NW $\frac{1}{4}$  SE $\frac{1}{4}$  and SW $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 15, all in T. 25 N.,  
R. 41 E., M.D.B.&M. Limited to 254.40 acres within above description

WHS  
7/20/67

8. Existing place of use NW $\frac{1}{4}$  NE $\frac{1}{4}$ , NE $\frac{1}{4}$  NW $\frac{1}{4}$ , SE $\frac{1}{4}$  NW $\frac{1}{4}$ , SW $\frac{1}{4}$  NE $\frac{1}{4}$ , NW $\frac{1}{4}$  SE $\frac{1}{4}$  and  
(Describe by legal subdivisions. If presently used for irrigation, state number of acres irrigated.)  
SW $\frac{1}{4}$  SE $\frac{1}{4}$  all in Section 15, T. 25 N., R. 41 E., M.D.B.&M.  
Limited to 254.40 acres. WHS - 7/20/67

9. Use will be from January 1st to December 31st of each year.  
(Month) (Month)

10. Use has been from January 1st to December 31st of each year.  
(Month) (Month)

11. Description of proposed works.

Drill well 16 inches in diameter by 349 feet deep. Equip with  
(Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.)  
deep well turbine pump driven by Diesel Motor.  
(State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.)

12. Estimated cost of works \$8000.00

13. Estimated time required to construct works 10 years

14. Remarks This application is supplemental to Proof 01568 filed by the Ellison Ranching Company for the waters of Cottonwood Creek. The original location of this well under 22507 sanded up causing the move to the new location.

Compared hs/jw hs/jw

Applicant Ellison Ranching Company

By s/ W. H. Settelmeyer

W. H. Settelmeyer, agent

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 22507 is issued subject to the terms and conditions imposed in said Permit 22507 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening, an air line and a weir or other type of measuring device at or near the well to facilitate the measurement and control of the water. If well is flowing, a valve must be installed and maintained to prevent waste. The State reserves the right to regulate the use of the water under this proposed change at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 4.26 cubic feet per second but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before May 29, 1968

Proof of commencement of work shall be filed before June 29, 1968

Work must be prosecuted with reasonable diligence and be completed on or before May 29, 1969

Proof of completion of work shall be filed before June 29, 1969

Application of water to beneficial use shall be made on or before May 29, 1972

Proof of the application of water to beneficial use shall be filed on or before June 29, 1972

Map in support of proof of beneficial use shall be filed on or before June 29, 1972

Commencement of work filed May 3, 1968

Completion of work filed July 22, 1969

Proof of beneficial use filed FEB 25 1974

Cultural map filed

Certificate No. 1339 Issued 1-5-74

Recorded 1-9-74 Bk. 125 Page 513

IN TESTIMONY WHEREOF, I, ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 29th day of November

A.D. 1967

State Engineer